

# DECLARATION FOR PATENT APPLICATION WITH POWER OF ATTORNEY

Docket: 14226 B

As below named inventor, I hereby declare that my residence, post office address and citizenship are as stated below next to my name; I believe that I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled Safety Catch Mechanism of Nail Guns

the specification of which (check one) ☒ is attached hereto; ☐ was filed on \_\_\_\_\_ as Application Serial No. \_\_\_\_\_ and was amended on \_\_\_\_\_ (or amended through, if applicable). I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment(s) referred to above. I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, §1.56(a). I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate having a filing date before that of the application on which priority is claimed.

## Prior Foreign Application(s)

### Priority Claimed

\_\_\_\_\_  
(Number) (Country) (Day/Month/Year Filed)

☐ Yes ☐ No

\_\_\_\_\_  
(Number) (Country) (Day/Month/Year Filed)

☐ Yes ☐ No

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

\_\_\_\_\_  
(Application Serial No.) (Filing Date) (Status--Patented, Pending or Abandoned)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

## POWER OF ATTORNEY

I (we) hereby appoint Charles E. Baxley, USPTO Reg. No. 20,149, whose Post Office address is: Hart, Baxley, Daniels & Holton, 90 John Street, 3rd Floor, New York, New York 10038, Tel: (212) 791-7200, Fax: (212) 791-7276, as my (our) attorney with full powers of substitution and revocation, to prosecute this application, and to transact all business in the Patent and Trademark Office connected therewith.

Full name of First or Sole Inventor Wang, Guan-He	Citizenship Taiwan, R.O.C.
Residence Address - Street No. 47, Tawei Rd.,	Post Office Address - Street P.O. BOX 36-80,
City (Zip) Ta-Li City, Taichung Hsien, Taiwan,	City (Zip) Taichung City,
State or Country Taiwan, R.O.C.	State or Country Taiwan, R.O.C.
Date January 25, 2004	Signature ✓ Wang Guan-He

☐ See second page for additional joint inventors.

Applicant or Patentee: Guan He WANG  
Serial or Patent No. : Not Yet Assigned  
Filed or Issued : Simultaneously herewith  
Title: Safety Catch Mechanism of Nail Guns

Atty Docket: 14226 B

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY  
STATUS (37 CFR 1.9[f] and 1.27[b]) - INDEPENDENT INVENTOR**

As a below named inventor, I hereby declare that I qualify as an independent inventor as defined in 37 CFR 1.9(c) for purposes of paying reduced fees under Section 41(a) and (b) of Title 35, United States Code, to the Patent and Trademark Office with regard to the invention entitled: Safety Catch Mechanism of Nail Guns  
described in

the Specification filed herewith

- ☐ Application Serial No. \_\_\_\_\_ filed \_\_\_\_\_  
☐ Patent No. \_\_\_\_\_ issued \_\_\_\_\_

I have not assigned, granted, conveyed or licensed and am under no obligation under contract or law to assign, grant, convey or license, any rights in the invention to any person who could not be classified as an independent inventor under 37 CFR 1.9(c) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

Each person, concern or organization to which I have assigned, granted, conveyed or licensed or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below:

no such person, concern, or organization

- ☐ persons, concerns or organization listed below:

\*NOTE: Separate verified statements are required from each named person, concern, or organization having rights to the invention averring to their status as small entities.

FULL NAME Wang, Guan-He  
ADDRESS No. 47, Tawei Rd., Ta-Li City, Taichung Hsien, Taiwan, R.O.C.

☒ INDIVIDUAL ☐ SMALL BUSINESS CONCERN ☐ NONPROFIT ORGANIZATION

FULL NAME \_\_\_\_\_  
ADDRESS \_\_\_\_\_

☐ INDIVIDUAL ☐ SMALL BUSINESS CONCERN ☐ NONPROFIT ORGANIZATION

We acknowledge the duty to file, in this Application or Patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28[b]).

We hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this Verified Statement is directed.

	Inventor #1	Inventor #2
Name of Inventor:	Wang, Guan-He	
Signature of Inventor:	<i>Wang, Guan-He</i>	
Date:	January 25, 2004	

Applicant or Patentee: Guan-He WANG  
Serial or Patent No. : Not Yet Assigned  
Filed or Issued : Simultaneously Herewith  
Title: Safety Catch Mechanism of Nail Guns

Atty Docket: 14226 B

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY  
STATUS (37 CFR 1.9(f) and 1.27(c)) - SMALL BUSINESS CONCERN**

I hereby declare that I am

☐ the owner of the small business concern identified below:

☒ the Assignee

NAME OF ASSIGNEE

Nailermate Enterprise Corp.

ADDRESS OF ASSIGNEE

No. 47, Tawei Rd., Ta-Li City, Taichung Hsien, Taiwan, R.O.C

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 13 CFR 121.3-18, and reproduced in 37 CFR 1.9(d), for purpose of paying reduced fees under Section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this Statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, or concern controls or has the power to control the other, or a third party or parties control or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention, entitled: Safety Catch Mechanism of Nail Guns  
by Inventor: \_\_\_\_\_ described in:

☐ the Specification filed herewith

☐ Application Serial No. \_\_\_\_\_ filed \_\_\_\_\_

☐ Patent No. \_\_\_\_\_ issued \_\_\_\_\_

If the rights held by the above identified small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed below\* and no rights to the invention are held by any person, other than the inventor, who could not qualify as a small business concern under 37 CFR 1.9(d) or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e). \*Note: Separate verified statements are required from each named person, concern, or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27).

FULL NAME Nailermate Enterprise Corp.  
ADDRESS No. 47, Tawei Rd., Ta-Li City, Taichung Hsien, Taiwan, R.O.C.

☐ INDIVIDUAL

☒ SMALL BUSINESS CONCERN

☐ NONPROFIT ORGANIZATION

FULL NAME \_\_\_\_\_  
ADDRESS \_\_\_\_\_

☐ INDIVIDUAL

☐ SMALL BUSINESS CONCERN

☐ NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this Application or Patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28[b]).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this Verified Statement is directed.

Name of Small Entity Assignee	<u>Nailermate Enterprise Corp.</u>
Name of Person Signing:	<u>Chen, Ming-hsien</u>
Title of Person Signing:	<u>President</u>
Address of Small Business Concern:	<u>No. 47, Tawei Rd., Ta-Li City, Taichung Hsien, Taiwan, R.O.C</u>
Date: ✓	Signature: ✓ <u>Chen Ming-hsien</u>